



Docket No. 04 -MM-09 (MST 1221)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: **Bateman, et al**
Filed: **March 10, 2004**
For: **Mass Spectrometer**

Serial No.: 10/797,242

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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CERTIFICATE OF MAILING UNDER 37 CFR 1.8 (a)

I hereby certify that the attached correspondence is being deposited with the United State Postal Service, as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on Oct. 12, 2004.


.....
Anthony J. Janiuk

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**TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT
WITHIN THREE MONTHS OF FILING OR BEFORE
MAILING OF FIRST OFFICE ACTION (37 C.F.R. § 1.97(b))**

In accordance with the provisions of 37 CFR 1.56 and 1.98, Applicants wish to bring the following publications, references cited and/or patents on the attached PTO-1449 form to the attention of the Examiner:

This IDS is being filed under 37 C.F.R. § 1.97 (b).

REMARKS

Applicant and his attorney are aware of the following publications and information, listed on the enclosed PTO Form 1449. In accordance with the provisions of 37 C.F.R. § 1.97(b), this statement is being filed before the mailing date of a first Action on the merits (37 C.F.R. § 1.97(b) (3)). No fee or certification is required.

REMARKS

It is anticipated that the Examiner will conduct a thorough search of the prior art and will carefully consider each of the said documents cited herein.

It is respectfully requested that each of the documents shown on the attached substitute form for PTO-1449 / PTO/SB08A be made of record in this application. Copies of these documents are enclosed herewith.

Early examination and allowance of the present application are respectfully solicited.

FEE AUTHORIZATION

Under 37 C.F.R. § 1.97(b)(3), no additional costs are believed to be due in connection with the filing of this disclosure. If, however, a first Office Action on the merits issues in this application bearing a mailing date prior the date of this Information Disclosure Statement, please charge the appropriate fee as required under 37 CFR § 1.17(p) to our Deposit Account No. 23-0503.

A duplicate copy of this sheet is enclosed.

Respectfully submitted,

Anthony J. Janiuk, Esq.

Reg. No.: 29,809

Dated: Oct. 12, 2004
Tel. 508-482-2714
Fax. 508-482-2320

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October 12, 2004

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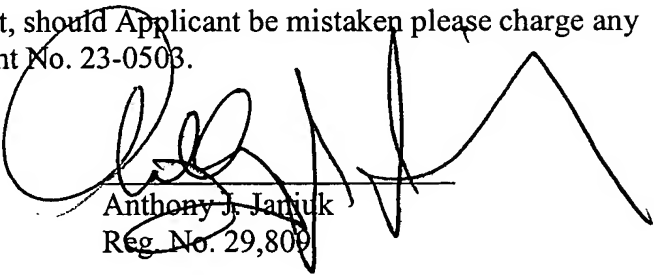
Re: U.S. NonProvisional Patent Application
Serial No. 10/797,242
Filed: March 10, 1002
Applicant: Bateman, et al
Attorney Docket No. ~~04~~-MM-09 (MST 1221)

Dear Sir:

1. First Class Mail Certificate / Transmittal Letter
2. Transmittal Form – PTO/SB21
3. Transmittal Information Disclosure Statement by Applicant
4. Information Disclosure Statement by Applicant
Substitute for form 1449/PTO – PTO/SB/08A
5. Copies of references – AA, BB, BC and BD
6. Prepaid Return Postcard

No fees are due at this time. But, should Applicant be mistaken please charge any necessary fees to our Deposit Account No. 23-0503.

CUSTOMER NO. 000043840


Anthony J. Janiuk
Reg. No. 29,809

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CERTIFICATE OF TRANSMISSION/MAILING
under 37 CFR 1.8 (a)

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Date: Oct. 12, 2004


Anthony J. Janiuk



PTO/SB/21 (09-04)
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Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

Application Number	10/797,242
Filing Date	March 10, 2004
First Named Inventor	Robert Harold Bateman
Art Unit	2877
Examiner Name	unknown
Attorney Docket Number	04-MM-09 (MST 1221)

ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table or: CD Remarks	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): X Copies of References AA, BB, BC and BD X Prepaid Return Postcard
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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	WATERS CORPORATION		
Signature			
Printed name	Anthony J. Janiuk, Esq.		
Date	Oct. 12, 2004	Reg. No.	29,809

CERTIFICATE OF TRANSMISSION/MAILING

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Signature			
Typed or printed name	Anthony J. Janiuk, Esq.	Date	Oct. 12, 2004

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



Docket No. 04-MM-09 (MST 1221)

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

Applicant: **Bateman, et al**
Filed: **March 10, 2004**

Serial No: **10/797,242**
Art Unit: **2877**

Entitled: **Mass Spectrometer**

Examiners Initials	CITE No.	U.S. Patent	Name of Patentee or Applicant of Cited Document	Date of Patent Issued/Published	Class/Subclass
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United States Published Patent

___	AA	US2002/0030159 A1	Chernushevich, et al	Mar. 14, 2002	250/287
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United Kingdom Patents

___	BB	GB 2 394 356	Bateman, et al	21.04.2004
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___	BC	GB 2 392 006	Bateman, et al	18.02.2004
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___	BD	GB 2,388 248	Bateman, et al	05.11.2003
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Date Considered: _____

Examiners Signature